

2838

OCT 06 2003

**THORPE**  
**NORTH &**  
**WESTERN LLP**  
 SINCE 1979  
 THE TEAM APPROACH TO PREMIER PERFORMANCE ©

INTELLECTUAL PROPERTY LAW

PATENTS, TRADEMARKS,

COPYRIGHTS, UNFAIR

COMPETITION, TRADE SECRETS,

LITIGATION, DISPUTE RESOLUTION

AND RELATED MATTERS

**SALT LAKE AREA OFFICE**  
 8180 SOUTH 700 EAST, SUITE 200  
 SANDY, UTAH 84070-0562  
 801.566.6633  
 801.566.0750 FAX  
 PATLAW@TNW.COM  
 WWW.TNW.COM

**U.S. MAILING ADDRESS**  
 P.O. Box 1219  
 SANDY, UTAH 84091-1219

**LAS VEGAS AREA OFFICE**  
 OF COUNSEL: NEIL J. BELLER †  
 7408 WEST SAHARA  
 LAS VEGAS, NEVADA 89117  
 702.368.7767  
 † ADMITTED IN NEVADA

VAUGHN W. NORTH  
 M. WAYNE WESTERN  
 GARRON M. HOBSON  
 PETER M. DE JONGE  
 CLIFTON W. THOMPSON  
 STEVE M. PERRY  
 WEILI CHENG, PH.D.  
 DAVID R. MCKINNEY, PE.  
 GARY P. OAKESON  
 DAVID W. OSBORNE  
 DAVID L. STOTT  
 JASON R. JONES  
 PAUL C. OESTREICH, M.S.  
 ERIK S. ERICKSEN, M.S.  
 REGISTERED PATENT ATTORNEYS

NATHAN S. WINESETT  
 OF COUNSEL

BRYAN K. HANKS  
 PATENT AGENT

ALEX HAYMOND, B.S. EE  
 TODD B. ALDER, PH.D.  
 JONATHAN M. BENNS, PH.D.  
 AARON M. SMITH, B.S. EE  
 WILLIAM T. RALSTON, PH.D. EE  
 TECHNICAL CONSULTANTS

CALVIN E. THORPE  
 (1938-1999)

October 1, 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL OF 2<sup>nd</sup> SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Re: U.S. Patent Application No. 10/075,936 filed 1/25/2002  
 Applicant: Croft, et al.  
 Title: **PLANAR-MAGNETIC SPEAKERS WITH SECONDARY  
 MAGNETIC STRUCTURE**  
 Group Art Unit: 2838  
 Attorney Docket No. T9574.NP

Sir/Madam:

Transmitted herewith for filing and pursuant to 37 C.F.R. §§ 1.56 and 1.97 is a  
 Supplemental Information Disclosure Statement.

Enclosed also are the following designated documents, as required under 37 C.F.R. §§  
 1.97 and 1.98:

- ☒ Form PTO-1449 list of 2 references submitted for consideration.
- ☒ Legible copies of the listed references or their relevant portions.
- ☐ All English translations of each non-English reference, if any, within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) (see 37 C.F.R. § 1.98(c)).

RECEIVED  
 OCT 10 2003  
 12800 MAIL ROOM



The following are included within the Information Supplemental Disclosure Statement if applicable and as required under 37 C.F.R. § 1.98:

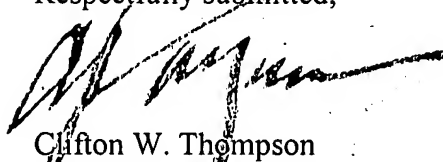
- ☐ Concise explanation of relevance of each reference not in English and unaccompanied by an English translation.
- ☐ Statement that certain listed references not enclosed are substantially cumulative of an enclosed reference.
- ☐ Statement that certain listed references not enclosed were previously cited by or submitted to the Office in the identified prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

In order to secure consideration of the items designated above, one or more of the following, if required, is also enclosed:

- ☐ Statement under 37 C.F.R. § 1.97(e)(1) or (2).
- ☐ Check No. \_\_\_\_\_ in the amount of \_\_\_\_\_ (amount in § 1.17(p)) constituting the submission fee set forth in 37 C.F.R. § 1.17(p).

In the event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that the Statement meets the requirements of 37 C.F.R. § 1.97(e), or in any other event remediable by a fee, please credit any over payment or charge any additional fees to Deposit Account No. 20-0100 of the undersigned.

Respectfully submitted,

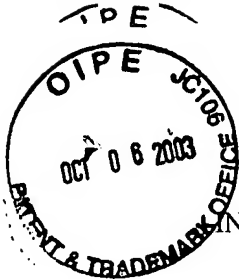


Clifton W. Thompson  
Attorney for Applicant  
Registration No. 36,947

THORPE NORTH & WESTERN, LLP  
Customer No. 20,551  
P.O. Box 1219  
Sandy, Utah 84091-1219  
Telephone: (801) 566-6633

CWT:ja





PATENT APPLICATION  
ATTORNEY DOCKET NO. T9574.NP

IN THE UNITED STATES PATENT & TRADEMARKS OFFICE

ART UNIT: 2838

EXAMINER:

APPLICANT: Croft, et al.

SERIAL NO.: 10/075,936

FILED: 1/25/2002

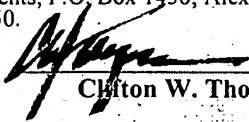
CONFRM. NO.: 2517

FOR: PLANAR-MAGNETIC SPEAKERS WITH  
SECONDARY MAGNETIC STRUCTURE

**CERTIFICATE OF MAILING  
UNDER 37 C.F.R. § 1.8**

DATE OF DEPOSIT: Oct. 1, 2003

I hereby certify that this paper or fee (along with any paper or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Clayton W. Thompson

#10  
2/25/04  
8/2

**2<sup>nd</sup> SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir/Madam:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed pursuant to:

☒ 37 C.F.R. § 1.97 (b)(1) or (3), within three months of the filing date of the application, or before a first office action on the merits, whichever occurs last;

☐ 37 C.F.R. § 1.97 (c), after a first office action on the merits, but before a Final Office Action or a Notice of Allowance, whichever occurs first, and is accompanied by either 1) a statement in accordance with 37 C.F.R. § 1.97(e), or 2) the fee set forth in § 1.17(p); or

☐ 37 C.F.R. § 1.97 (d), after a Final Office Action or Notice of Allowance, whichever occurs first, but on or before payment of the issue fee, and is accompanied by both 1) a statement in accordance with 37 C.F.R. § 1.97(e), and 2) the fee set forth in § 1.17(p).

RECEIVED  
OCT 10 2003  
TC 2800 MAIL ROOM



While no representation is made that any of these references may be "prior art" within the meaning of that term in accordance with 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the references listed, together with any other references which may have been previously submitted or listed, are the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each listed reference (or relevant portion thereof) which was not previously submitted to, or cited by, the Patent Office is also enclosed.

For all listed references that are not either in the English language, or accompanied by a translation into English, a concise explanation of relevance as required under 37 C.F.R. § 1.98(a)(3) is enclosed attached to each.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 20-0100.

Dated this 1st day of October, 2003.

Respectfully submitted,



Clifton W. Thompson  
Attorney for Applicant  
Registration No. 36,947

THORPE NORTH & WESTERN, LLP  
Customer No. 20,551  
P.O. Box 1219  
Sandy, Utah 84091-1219  
Telephone: (801) 566-6633

CWT:ja  
Enclosures





PATENT APPLICATION  
ATTORNEY DOCKET NO. T9574.NP

IN THE UNITED STATES PATENT & TRADEMARKS OFFICE

ART UNIT: 2838

EXAMINER:

APPLICANT: Croft, et al.

SERIAL NO.: 10/075,936

FILED: 1/25/2002

CONFRM. NO.: 2517

FOR: PLANAR-MAGNETIC SPEAKERS WITH  
SECONDARY MAGNETIC STRUCTURE

**CERTIFICATE OF MAILING**  
**UNDER 37 C.F.R. § 1.8**

DATE OF DEPOSIT: Oct. 1, 2003

I hereby certify that this paper or fee (along with any paper or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Clifton W. Thompson

**PROMPTNESS CERTIFICATE UNDER 37 C.F.R. § 1.97(e)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir/Madam:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed pursuant to:

☒ I hereby certify that each item contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or;

☐ I hereby certify that no item contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in '1.56(c) more than three months prior to the filing of the information disclosure statement.

RECEIVED  
OCT 10 2003  
TC 2800 MAIL ROOM



Promptness Certificate Under 37 C.F.R. § 1.97(e)  
Application No. 10/075,9361  
Page 2

The Commissioner is hereby authorized to charge any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 20-0100.

Dated this 1<sup>st</sup> day of October, 2003.

Respectfully submitted,



Clifton W. Thompson  
Attorney for Applicant  
Registration No. 36947

THORPE NORTH & WESTERN, LLP  
Customer No. 20,551  
P.O. Box 1219  
Sandy, Utah 84091-1219  
Telephone: (801) 566-6633

CWT:ja  
Enclosure

H:\FILES\T9000\T9574\T9574.NP\T9574NP Statement\_Promptness.doc